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Appointments.

PROVINCIAL SECRETARY'S OFFICE,
21st April, 1876.

HIS EXCELLENCY the Lieutenant-Governor has been pleased to make the following appointment:—

JOHN HAMING COULTHARD, of Langley, Esquire, to be a Justice of the Peace, in and for the Province of British Columbia.

Government Notices.

NOTICE.

SPRING CIRCUIT.

A COURT of General Assize and Gaol Delivery, and of Nisi Prius, will be held at each of the undermentioned places, at eleven o'clock in the forenoon on the following days, and all witnesses are hereby notified to attend thereat.

New Westminster,	Wednesday, 17th May,
Yale	Monday, ... 22nd "
Lytton	Thursday... 25th "
Kamloops	Tuesday ... 30th "
Clinton	Saturday ... 3rd June,
Quesnelle	Wednesday, 14th "
Richfield	Tuesday ... 20th "

The Fall Assizes, and any other Assizes as occasion may require, will hereafter be fixed.

Dated, 21st day of March, 1876.

By Command,
A. C. ELLIOTT,
Attorney-General and Provincial Secretary.

NOTICE.

ASSIZES—NANAIMO.

A COURT of General Assize and Gaol Delivery, and of Nisi Prius, will be held at Nanaimo, on Wednesday, the twenty sixth day of April, at eleven o'clock in the forenoon, and all witnesses are hereby notified to attend thereat.

Dated, 21st day of March, 1876.

By command,
A. C. ELLIOTT,
Attorney-General and Provincial Secretary.

NOTICE.

ASSIZES—VICTORIA.

A COURT of General Assize and Gaol Delivery, and of Nisi Prius, will be held at Victoria, on Monday the first day of May, at eleven o'clock in the forenoon, and all witnesses are hereby notified to attend thereat.

Dated, 21st day of March, 1876.

By Command,
A. C. ELLIOTT,
Attorney-General and Provincial Secretary.

CIRCULAR

Ottawa,
29th March, 1876.

SIR:—I have the honour to transmit to you herewith a printed copy of a Despatch from the Right Honourable the Secretary of State for the Colonies, and of the Treaty between Her Majesty, and the President of the Republic of Honduras for the mutual surrender of fugitive criminals, and also of the Order in Council of the 5th February, 1876, therein referred to.

May I request that you will have the goodness to cause publicity to be given to these documents in the Province of British Columbia.

I have &c.,
(Signed) R. W. SCOTT,
Secretary of State.

To His Honour,
The Lieutenant-Governor
of British Columbia.

CIRCULAR

Downing Street,
21st February, 1876.

SIR:—I have the honour to transmit to you, for publication in the Colony under your Government, a copy of a Treaty between Her Majesty and the President of the Republic of Honduras for the mutual surrender of fugitive criminals, as well as a copy of the Order in Council of the 5th Instant, for carrying that Treaty into effect.

I have etc.,
(Signed) CARNARVON.
The Officer Administering the
Government of Canada.

At the Court at Osborne House, Isle of Wight, the 5th day of February, 1876.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS by an Act of Parliament made and passed in the Session of Parliament holden in the thirty-third and thirty-fourth years of the reign of Her present Majesty, intituled "An Act for amending the Law relating to the Extradition of Criminals," and also by an Act of Parliament made and passed in the Session of Parliament holden in the thirty-sixth and thirty-seventh years of the reign of Her present Majesty, intituled "An Act to amend the Extradition Act, 1870," it was amongst other things enacted, that where an arrangement has been made with any foreign State with respect to the surrender to such State of any fugitive criminals, Her Majesty may, by Order in Council, direct that the said Acts shall apply in the case of such foreign State; and that Her Majesty may, by the same or any subsequent Order, limit the operation of the Order, and restrict the same to fugitive criminals who are in or suspected of being in the part of Her Majesty's Dominions specified in the Order, and render the operation thereof subject to such conditions, exceptions, and qualifications as may be deemed expedient:

And whereas a Treaty was concluded on the sixth day of January, 1874, between Her Majesty and the President of the Republic of Honduras, for the Mutual Extradition of Fugitive Criminals, which Treaty is in the terms following:—

Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, and His Excellency the President of the Republic of Honduras, having judged it expedient, with a view to the better administration of justice and to the prevention of crime within the two countries and their jurisdictions, that persons charged with or convicted of the crimes hereinafter enumerated, and being fugitives from justice, should, under certain circumstances, be reciprocally delivered up, have named as their Plenipotentiaries, to conclude a Treaty for this purpose (that is to say):—

Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, Edwin Corbett, Esq., Her Majesty's Charge d'Affaires and Consul-General to said Republic of Honduras, &c.;

And his Excellency the President of the Republic of Honduras, the Senor Don Augustin Gomez Carrillo, Deputy to the present Legislature of Guatemala, &c.;

Who, after having communicated to each other their respective full powers, found in good and due form, have agreed upon and concluded the following Articles:—

ARTICLE I.

The High Contracting Parties engage to deliver up to each other those persons who, being accused or convicted of a crime committed in the territory of the one Party, shall be found within the territory of the other Party, under the circumstances and conditions stated in the present Treaty.

ARTICLE II.

It is agreed that Her Britannic Majesty and his Excellency the President of Honduras shall, on requisition made in their name by their respective Diplomatic Agents, deliver up to each other reciprocally any persons, except native subjects or citizens of the Party upon whom the requisition may be made, who, being accused or convicted, whether as a principal or an accessory, either before or after the fact, of any of the crimes hereinafter specified, committed within the jurisdiction of the requiring Party, shall be found within the territories of the other Party:—

1. Murder, or attempt or conspiracy to murder.
2. Manslaughter.
3. Counterfeiting or altering money, or uttering counterfeit or altered money.
4. Forgery, counterfeiting or altering, or uttering what is forged or counterfeited or altered.
5. Embezzlement or larceny.
6. Obtaining money or goods by false pretences.
7. Malicious injury to property, if the offence be indictable.
8. Crimes against bankruptcy law.
9. Fraud by a bailee, banker, agent, factor, trustee or director or member or public officer of any Company made criminal by any law for the time being in force.

10. Perjury or subornation of perjury.

11. Rape.

12. Abduction.

13. Child-stealing.

14. False imprisonment.

15. Burglary or housebreaking.

16. Arson.

17. Robbery with violence.

18. Threats by letter or otherwise, with intent to extort.

19. Piracy by law of nations.

20. Sinking or destroying a vessel at sea, or attempting or conspiring to do so.

21. Assaults on board a ship on the high seas with intent to destroy life or to do grievous bodily harm.

22. Revolt, or conspiracy to revolt, by two or more persons on board a ship on the high seas against the authority of the master.

Provided that the surrender shall be made only when, in the case of a person accused, the commission of the crime shall be so established as that the laws of the country where the fugitive or person so accused shall be found would justify his apprehension and commitment for trial if the crime had been there committed; and, in the case of a person alleged to have been convicted on such evidence as according to the laws of the country where he is found, would prove that he had been convicted.

ARTICLE III.

No Honduran as above stated shall be delivered up by the Government of Honduras to the Government of the United Kingdom, and no subject of the United Kingdom shall be delivered up by the Government thereof to the Government of Honduras.

ARTICLE IV.

The extradition shall not take place if the person claimed on the part of the Government of the United Kingdom, or the person claimed on the part of the Government of Honduras, has already been tried and discharged or punished, or is still under trial in the territory of the United Kingdom or of Honduras respectively for the crime for which his extradition is demanded.

If the person claimed on the part of the Government of the United Kingdom, or if the person claimed on the part of the Government of Honduras, should be under examination for any other crime in the territory of the United Kingdom or in the Republic of Honduras respectively, his extradition shall be deferred until the conclusion of the trial and the full execution of any punishment awarded to him.

ARTICLE V.

The extradition shall not take place if, subsequently to the commission of the crime or the institution of the penal prosecution or the conviction thereon, exemption from prosecution or punishment has been acquired by lapse of time, according to the laws of the State applied to.

ARTICLE VI.

A fugitive criminal shall not be surrendered if the offence in respect of which his surrender is demanded is one of a political character, or if he prove that the requisition for his surrender has, in fact, been made with a view to try or punish him for an offence of a political character.

ARTICLE VII.

A person surrendered can in no case be kept in prison or be brought to trial in the State to which the surrender has been made, for any other crime, or on account of any other matters, than those for which the extradition shall have taken place. This stipulation does not apply to crimes committed after the extradition.

ARTICLE VIII.

The requisition for extradition shall be made through the Diplomatic Agents of the High Contracting Parties respectively.

The requisition for the extradition of an accused person must be accompanied by a warrant of arrest issued by the competent authority of the State requiring the extradition, and by such evidence as, according to the laws of the place where the accused is found, would justify his arrest if the crime had been committed there.

If the requisition relates to a person already con-

victed, it must be accompanied by the sentence of condemnation passed against the convicted person by the competent Court of the State that makes the requisition for extradition.

A requisition for extradition cannot be founded on sentences passed *in contumaciam*.

ARTICLE IX.

If the requisition for extradition be in accordance with the foregoing stipulations, the competent authorities of the State applied to shall proceed to the arrest of the fugitive.

The prisoner is then to be brought before a competent Magistrate, who is to examine him and to conduct the preliminary investigation of the case, just as if the apprehension had taken place for a crime committed in the same country.

ARTICLE X.

The extradition shall not take place before the expiration of fifteen days from the apprehension, and then only if the evidence be found sufficient, according to the laws of the State applied to, either to justify the committal of the prisoner for trial, in case the crime had been committed in the territory of the said State, or to prove that the prisoner is the identical person convicted by the Courts of the State which makes the requisition.

ARTICLE XI.

In the examination which they have to make in accordance with the foregoing stipulations, the authorities of the State applied to shall admit as entirely valid evidence the sworn depositions or statements of witnesses taken in the other State, or copies thereof, and likewise the warrants and sentences issued therein, provided such documents are signed or certified by a Judge, Magistrate, or officer of such State, and are authenticated by the oath of some witness, or by being sealed with the official seal of the Minister of Justice or some other Minister of State.

ARTICLE XII.

If sufficient evidence for extradition be not produced within two months from the date of the apprehension of the fugitive, he shall be set at liberty.

ARTICLE XIII.

All articles seized which were in the possession of the person to be surrendered at the time of his apprehension shall, if the competent authority of the State applied to for the extradition has ordered the delivery thereof, be given up when the extradition takes place; and the said delivery shall extend, not merely to the stolen articles, but to everything that may serve as a proof of the crime.

ARTICLE XIV.

The High Contracting Parties renounce any claim for the reimbursement of the expenses incurred by them in the arrest and maintenance of the person to be surrendered and his conveyance till placed on board ship; they reciprocally agree to bear such expenses themselves.

ARTICLE XV.

The stipulations of the present Treaty shall be applicable to the Colonies and foreign possessions of Her Britannic Majesty.

The requisition for the surrender of a fugitive criminal who has taken refuge in any of such Colonies or foreign Possessions shall be made to the Governor or chief authority of such Colony or Possession by the Chief Consular Officer of the Republic of Honduras in such Colony or Possession.

Such requisition may be disposed of (subject always, as nearly as may be, to the provisions of this Treaty) by the said Governor or chief authority, who, however, shall be at liberty either to grant the surrender or to refer the matter to his Government.

Her Britannic Majesty shall, however, be at liberty to make special arrangements in the British Colonies and foreign Possessions for the surrender of Honduran criminals who may take refuge within such Colonies and foreign Possessions, on the basis, as nearly as may be, of the provisions of the present Treaty.

The requisition for the surrender of a fugitive criminal from any Colony or foreign Possession of Her Britannic Majesty shall be governed by the rules laid down in the preceding articles of the present Treaty.

ARTICLE XVI.

The present Treaty shall come into force ten days after its publication, in conformity with the forms prescribed by the laws of the High Contracting Parties. It may be terminated by either of the High Contracting Parties, but shall remain in force for six months after notice has been given for its termination.

The Treaty shall be ratified, and the ratifications shall be exchanged at Guatemala, in twelve months counted from this day.

In witness whereof the respective Plenipotentiaries have signed the same, and have affixed thereto the seal of their arms.

Done at Guatemala, the sixth day of the month of January, in the year of our Lord one thousand eight hundred and seventy-four.

(L.S.)

EDWIN CORBETT.

(L.S.)

AGN. GOMEZ CARRILLO.

And whereas the ratifications of the Treaty were exchanged at Guatemala on the twelfth day of October last:

Now, therefore, Her Majesty, by and with the advice of Her Privy Council, and in virtue of the authority committed to Her by the said recited Acts, doth order, and it is hereby ordered, that from and after the twenty-first day of February, one thousand eight hundred and seventy-six, the said Acts shall apply in the case of the said Treaty with the President of the Republic of Honduras.

(Signed)

C. L. PEEL.

Township No. 8.

NEW WESTMINSTER DISTRICT.

Public Highway.

NOTICE IS HEREBY GIVEN, that that portion of a Notice dated the 17th April 1875, establishing a highway sixty six (66) feet in width, commencing at a point 32 chains, and 50 links true East from the North-East corner of Section 3, Township 8, being a point in the West boundary of Lot 36 Group 2, thence true East 127 Chains and 50 links more or less, to a point in the East boundary of Lot 307 Group 2, is hereby rescinded.

FORBES GEO. VERNON,

Chief Commissioner of Lands and Works,
Lands and Works Department.

Victoria, 7th April, 1876.

NOTICE.

NOTICE IS HEREBY GIVEN, that the following highway, 66 feet in width, is hereby established in New Westminster District, viz:—

Commencing at the South West corner of Lot 267, Group 2, in the Municipality of Chilliwack, thence following the centre line of the present road, in a northerly direction to the New Westminster and Hope Wagon road, on Lot 265, Group 2, a distance of 145 chains, more or less, and including 33 feet on each side thereof.

FORBES GEO. VERNON,

Chief Commissioner of Lands & Works
Lands & Works Department,
Victoria, March 18th, 1876.

Notice to Claimants of Land.

NEW WESTMINSTER DISTRICT.

GROUP 1.

NOTICE IS HEREBY GIVEN, that the following Land in Group 1, for which application to purchase under Clause 62, "Land Act, 1875," has been made by the following person, has been subdivided by survey, and the Map has been deposited in the office of Henry V. Edmonds, Esq., Commissioner, New Westminster, viz:—

Lot 311, Group 1, G. E. Magee, North Arm, Fraser River.

And that claimants of any portion of this land should prove up their claims in accordance with the "Land Act, 1875."

Forms of proof and declaration can be obtained at the Office of the Commissioner, New Westminster.

FORBES GEO. VERNON,

Chief Commissioner, Lands and Works,
Lands and Works Department,
Victoria, April 1st, 1876.

Notice to Claimants of Land. COWICHAN DISTRICT.

Galiano Island.

NOTICE IS HEREBY GIVEN, in accordance with the provisions of the "Land Act, 1875," that the following Land in Galiano Island, Cowichan District, has been subdivided by survey and the map thereof can be inspected at the Office of the Lands and Works Department, Victoria, viz:—

Sections 1, 2, 4, 5, 7, and 8.

And that claimants of any portion of this land should prove up their claims in accordance with the provisions of the "Land Act, 1875." Forms of proof and declaration can be obtained at the Office of the Chief Commissioner of Lands and Works, Victoria.

FORBES GEO. VERNON,

Chief Commissioner Lands and Works.

Lands and Works Department,
Victoria, April 1st 1876.

YALE DISTRICT.

Kamloops Division.

NOTICE IS HEREBY GIVEN, that the following Certificate of Record, unsurveyed land, issued by the Land Commissioner at Kamloops, is hereby cancelled:—

Unsurveyed Land Record No. 1020, dated 13th day of March 1876—Henry Harland.

FORBES GEO. VERNON,

Chief Commissioner Lands & Works.

Lands & Works Department,
Victoria, April 7th, 1876.

Townships Nos. 8 and 11.

NEW WESTMINSTER DISTRICT.

Public Highways.

NOTICE IS HEREBY GIVEN, that the following highway, sixty-six (66) feet in width, is hereby established in Townships Numbers 8 and 11, New Westminster District, viz:—

Commencing at the North-west corner of Lot 19, Group 2, on the bank of Fraser River; thence running in a Southerly direction—

S. 31° 30'	W. 6,600 links
" 42 30	W. 1,030 "
" 29 00	W. 837 "
" 5 45	W. 1,000 "
South (Magnetic) 2,300.	
S. 36° 00'	W. 7,308 links.
" 52 00	W. 2,125 "
" 60 00	W. 300 "
" 35 30	W. 500 "
" 37 00	E. 500 "
" 24 00	E. 340 "
" 10 30	W. 235 "
" 42 00	W. 8925 "
" 41 30	W. 9000 "
" 37 30	W. 6700 "

To junction with New Westminster and Yale Waggon road, including 33 feet on each side thereof.

FORBES GEO. VERNON,

Chief Commissioner of Lands & Works.

Lands and Works Department,
Victoria, 15th April, 1876.

NOTICE.

NOTICE IS HEREBY GIVEN, that the following land in New Westminster District is hereby reserved until further notice.

TOWNSHIP No. 4.

South $\frac{1}{2}$ of the South quarter of Section 11.

FORBES GEO. VERNON,

Chief Commissioner of Lands and Works.

Lands and Works Department,

Victoria, 7th April, 1876.

Township No. 8.

NEW WESTMINSTER DISTRICT.

Public Highway.

NOTICE IS HEREBY GIVEN, that a Notice dated the 25th day of March 1876, establishing certain Highway in Township 8 is hereby rescinded.

FORBES GEO. VERNON,

Chief Commissioner of Lands and Works.

Lands and Works Department,

Victoria, 7th April, 1876.

NOTICE.

NOTICE IS HEREBY GIVEN, that that portion of a Notice reserving certain lands in New Westminster District dated the 18th July 1874, as far as it applies to a piece or parcel of land known as Lot 178, Group 2, is hereby rescinded.

FORBES GEO. VERNON.

Chief Commissioner of Lands and Works.

Lands and Works Department,
Victoria, 29th April, 1875.

Miscellaneous Notices.

"Crown Grants Ordinance, 1870."

SECTION VI., RANGE I., EAST, AND SECTION VI., RANGE III., EAST.

NORTH SAANICH DISTRICT.

NOTICE IS HEREBY GIVEN, that I shall in accordance with the provisions of "The Crown Grants Ordinance, 1870," and at the expiration of three calendar months from the date hereof, recommend the issue of a Crown Grant to William Driscoll Gosset, of those pieces of land known as Section VI., Range I., East, and Section VI., Range III., East, on the Official Map of the North Saanich District, unless objection be made to me, in writing, in the meantime, against the issue thereof.

H. B. W. AIKMAN,

Registrar-General.

Land Registry Office,
22nd January, 1876.

NOTICE

IS HEREBY GIVEN, that on and after the 15th October, all mining claims legally held in the Omineca District, will be laid over until the 1st day of June, 1876.

FRANCIS PAGE,

Assistant Gold Commissioner.

Omneca, 12th October, 1875.

GOLD COMMISSIONER'S NOTICE.

ON and after the 1st November, next, all claims in the Cariboo District, may be laid over till the 20th May, 1876, subject to the 9th Section of the "Gold Amendment Act, 1872."

H. M. BALL,

Gold Commissioner.

Richfield, 21st October, 1875.

NOTICE.

In the matter of the Estates and Effects of JOHN LEE, CHARLES SOMERS, MOSES SOMERS, WILLIAM SMITH, and JOSEPH CAHILL, deceased intestate.

ALL PERSONS who are indebted to any of the above Estates are required to pay the amounts due forthwith; and all persons who have any claims against any of the above Estates are required to send in their accounts on or before the 1st day of June 1876, to

CHAS. E. POOLEY,

Official Administrator.

Dated, Victoria, 11th March, 1876.

NOTICE.

THE PARTNERSHIP, hitherto existing between GILBERT MALCOLM SPROAT, and MATTHEW TROTTER JOHNSTON, trading under the firm of SPROAT & Co., Victoria, British Columbia, was dissolved on this 7th March, 1876, by mutual consent.

GILBERT MALCOLM SPROAT,
MATTHEW T. JOHNSTON.

WITNESS:

H. STIRLING,

11 Birchin Lane, E. C.

Solicitor.